

**PUBLIC SERVICE COMMISSION OF WISCONSIN**

Wisconsin Electric Power Company Voluntary Utility Programs

6630-GF-136

**FINAL DECISION**

This is the Final Decision on the June 23, 2015, application by Wisconsin Electric Power Company and Wisconsin Gas LLC (together, We Energies) for approval to implement a voluntary energy efficiency program for 2016-2017. ([PSC REF#: 241964](#).) At its open meeting of August 6, 2015, the Commission considered We Energies' application. The application is APPROVED, subject to the modifications of the program and conditions described in this Final Decision.

**Discussion**

We Energies proposed to continue its existing Residential Assistance Program (RAP) for 2016 and 2017, with minor changes to the previously-approved program design and a reduced budget and scale. The RAP provides weatherization services to low-income residential natural gas customers with incomes below 80 percent of the state median income. We Energies proposed to continue its practice of referring eligible customers for Focus on Energy (Focus) to obtain available incentives, then using RAP to cover the remaining costs of all Focus-incented measures and the full costs of other measures not eligible for Focus incentives. The 2016-2017 program would expand existing measure offerings to include covering the full costs of carbon monoxide detectors and appliance repair and replacement in circumstances where installing other program measures could create health and safety risks to participants by trapping harmful gases in the home. In addition, the 2016-2017 program would operate with program budgets,

participation goals, and savings goals that are lower than 2015 levels, with the intent of maximizing program cost effectiveness by targeting high-use customers who have the potential for the highest savings per participant.

The proposed program would still largely mirror the existing program. Wisconsin Admin. Code § PSC 137.08 sets forth a variety of factors the Commission must consider in reviewing a request to implement voluntary energy efficiency programs. The Commission has considered these factors and determines that the proposed program is in the public interest. The proposed program includes appropriate measures and ensures that the program offerings do not duplicate target markets, services, and incentives presently offered by Focus. Further, the proposed annual budget of \$875,000 is adequate to meet the program's goals of saving 40,000 therms per year, and properly balances the services available to different customer segments and cost effectiveness. Therefore, the Commission determines that it is reasonable to approve the application, subject to the reporting and other conditions in this Final Decision.

### **Findings of Fact**

1. The proposed RAP, as modified and conditioned by this Final Decision, is reasonable and in the public interest.

### **Conclusions of Law**

1. The Commission has authority to approve the proposed voluntary energy efficiency program, as modified and conditioned by this Final Decision, under Wis. Stat. §§ 196.02, 196.374(2)(b)2. and 196.395, and Wis. Admin. Code § PSC 137.08.

**Order**

1. We Energies shall provide Commission staff with updates on program outcomes at the end of each calendar year, and written updates during the program year if events warrant.
2. We Energies shall submit to Commission staff a billing analysis on program participants to assess their achievement of cost and energy savings.
3. We Energies shall file an updated program plan by December 1, 2015, identifying any coordination activities and/or program design changes the program has pursued in order to maintain coordination with Focus redesigned residential low-income programs.
4. This Final Decision takes effect one day after the date of service.
5. Jurisdiction is retained.

Dated at Madison, Wisconsin, this 18<sup>th</sup> day of September, 2015.

By the Commission:

A handwritten signature in black ink, appearing to read "Sandra J. Paske", written in a cursive style.

Sandra J. Paske  
Secretary to the Commission

SJP:JJF:jlt:DL:01262299

See attached Notice of Rights

PUBLIC SERVICE COMMISSION OF WISCONSIN  
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**NOTICE OF RIGHTS FOR REHEARING OR JUDICIAL REVIEW, THE  
TIMES ALLOWED FOR EACH, AND THE IDENTIFICATION OF THE  
PARTY TO BE NAMED AS RESPONDENT**

The following notice is served on you as part of the Commission's written decision. This general notice is for the purpose of ensuring compliance with Wis. Stat. § 227.48(2), and does not constitute a conclusion or admission that any particular party or person is necessarily aggrieved or that any particular decision or order is final or judicially reviewable.

*PETITION FOR REHEARING*

If this decision is an order following a contested case proceeding as defined in Wis. Stat. § 227.01(3), a person aggrieved by the decision has a right to petition the Commission for rehearing within 20 days of the date of service of this decision, as provided in Wis. Stat. § 227.49. The date of service is shown on the first page. If there is no date on the first page, the date of service is shown immediately above the signature line. The petition for rehearing must be filed with the Public Service Commission of Wisconsin and served on the parties. An appeal of this decision may also be taken directly to circuit court through the filing of a petition for judicial review. It is not necessary to first petition for rehearing.

*PETITION FOR JUDICIAL REVIEW*

A person aggrieved by this decision has a right to petition for judicial review as provided in Wis. Stat. § 227.53. In a contested case, the petition must be filed in circuit court and served upon the Public Service Commission of Wisconsin within 30 days of the date of service of this decision if there has been no petition for rehearing. If a timely petition for rehearing has been filed, the petition for judicial review must be filed within 30 days of the date of service of the order finally disposing of the petition for rehearing, or within 30 days after the final disposition of the petition for rehearing by operation of law pursuant to Wis. Stat. § 227.49(5), whichever is sooner. If an *untimely* petition for rehearing is filed, the 30-day period to petition for judicial review commences the date the Commission serves its original decision.<sup>1</sup> The Public Service Commission of Wisconsin must be named as respondent in the petition for judicial review.

If this decision is an order denying rehearing, a person aggrieved who wishes to appeal must seek judicial review rather than rehearing. A second petition for rehearing is not permitted.

Revised: March 27, 2013

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<sup>1</sup> See *Currier v. Wisconsin Dep't of Revenue*, 2006 WI App 12, 288 Wis. 2d 693, 709 N.W.2d 520.